



Practitioner's Docket No. KPER-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kenneth Perlin  
Application No.: 09/718,008  
Filed: November 21, 2000  
For: METHOD AND APPARATUS FOR NOISE

Group No.: 2672  
Examiner: Jin Cheng Wang

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Technology Center 2600

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed September 9, 2003, finally rejecting claims 1-12.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on November 21, 2000.

03/12/2004 JADD01 00000005 09718008

01 FC:2401

165.00 0P

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date:

3/9/04

Signature

Tracey L. Milka

Tracey L. Milka

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity	\$165.00
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Notice of Appeal fee due	\$165.00
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**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$475.00
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If an additional extension of time is required, please consider this a petition therefor.

An extension for three months has already been secured, and the fee paid therefor of \$475.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request	\$0.00
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**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee	\$165.00
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Extension fee	\$0.00
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<b>TOTAL FEE DUE</b>	<b>\$165.00</b>
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**5. FEE PAYMENT**

Attached is a check in the amount of \$165.00.

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.



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